

27 January 1947.

The Honorable Charles S. Murphy  
Administrative Assistant to the President  
Room 291 State Department Building.

My dear Mr. Murphy:

In the absence of General Vandenberg, I wish to offer the following comments on the proposed draft of Section 302 of the National Defense Act of 1947, insofar as it affects the Central Intelligence Group.

1. Paragraph 302 (a) should provide for a Deputy Director of Central Intelligence to be appointed from civilian or military life by the President by and with the advice and consent of the Senate. The Deputy Director should receive compensation at the rate of \$14,000.00 per annum. It is felt desirable to include this in the legislation in order to provide continuity of action in the absence of the Director or should there be a vacancy in that office. The Deputy Director should be a man of such caliber and stature as adequately to serve as an operating deputy to the Director.

2. It is felt that the phrase "subject to existing law" should be eliminated from paragraph 302 (b) of the proposed draft as it appears to add nothing to the meaning of the section. This is particularly true as many of the functions and authorities of this Agency are excepted from existing law. In this connection we have the concurrence of the Personal Representative of the President on the National Intelligence Authority. It is therefore felt preferable that section 302 (b) read as follows:

"Under the direction of the National Security Council, the Central Intelligence Agency shall perform foreign intelligence functions relating to the national security".

3. It is again urged that a paragraph substantially as follows should be included in the proposed bill:

"The Director of Central Intelligence shall serve as the Advisor to the Council on all matters pertaining to national intelligence and in this capacity he may attend meetings of the Council at its discretion but shall take no part in the decisions thereof."

In this connection attention is called to paragraph 2 of the Presidential letter of January 22, 1946 which states as follows:

"The Director of Central Intelligence shall be designated by me, shall be responsible to the National Intelligence Authority, and shall sit as a non-voting member thereof."

In line with paragraph 302 (c) (2) which specifically transfers the functions of the Director of Central Intelligence it would appear that his functions as a non-voting member of the National Intelligence Authority should be transferred to the Director of the Central Intelligence Agency in connection with his relationships to the National Security Council.

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Colonel, GSC  
Deputy Director.